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T-403 P.01/01 F-046

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William M. Silver et al. Examiner: Mariam, Daniel G.  
Serial No.: 10/705,297 Group Art Unit: 2625  
Filed: November 10, 2003 Docket: C97-050\_CON4  
Title: FAST HIGH-ACCURACY MULTI-DIMENSIONAL PATTERN INSPECTION

### REQUEST FOR REFUND

Attention: Refund Dept.  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

A refund is requested of \$120.00 for an Extension Fee payment that Applicant believes was erroneously deducted from Deposit Account No. 03-2357 on November 10, 2003. Applicant respectfully request that the amount be credited back to Deposit Account 03-2357. Applicant believes this fee was in connection with its response to the Notice of Non-Compliant Amendment that had a mail date of October 11, 2005. In the Notice of Non-Compliant Amendment, a one-month period was provided for response, which would mean that a response would have been timely if it were filed with the Patent Office on or before October 14, 2005 (since October 11, 2005 was a Federal Holiday). Applicant further states that the Response to Notice of Non-Compliant Amendment was in fact deposited with the US Postal Service with a Certificate of Mailing pursuant to 37 C.F.R. § 1.8 on November 11, 2005. Therefore, the applicant believes that this response clearly falls within the 1-month or 30-day response time as specified in the Non-Compliant notice and should not have required an Extension Fee payment.

Respectfully submitted,

Arthur J. O'Dea

By their Representatives,  
Cognex Corporation  
One Vision Drive  
508-650-3108

Date Jan 13, 2006 By ASD

Arthur J. O'Dea  
Reg. No. 42952

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 13th day of January, 2006.

Cheryl Soane  
Name

Cheryl Soane  
Signature

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